

**SUPREME COURT MINUTES
FRIDAY, MAY 4, 2007
SAN FRANCISCO, CALIFORNIA**

S150243 A110691/H029771 First Appellate District, Div. 2 **AYELE (GINBINEH T.) v.
KAISER FOUNDATION
HEALTH PLAN, INC.**

The time for granting or denying review in the above-entitled matter is hereby extended to June 6, 2007.

S150695 H029771 Sixth Appellate District **TRAVIS (STEVEN) v. COUNTY
OF SANTA CRUZ**

The time for granting or denying review in the above-entitled matter is hereby extended to June 11, 2007.

S150923 G036848 Fourth Appellate District, Div. 3 **BERRY (SAMUEL A.) v.
AMERICAN EXPRESS
PUBLISHING, INC.**

The time for granting or denying review in the above-entitled matter is hereby extended to June 11, 2007.

S150990 G036363 Fourth Appellate District, Div. 3 **LAGUNA SEACREST LLC v.
NUCAPITAL ACCESS GROUP**

The time for granting or denying review in the above-entitled matter is hereby extended to June 14, 2007.

S151001 B188431 Second Appellate District, Div. 2 **TROTTER (ANGELO) v. BACA
(LEROY D.)**

The time for granting or denying review in the above-entitled matter is hereby extended to June 14, 2007.

S151022 D046600 Fourth Appellate District, Div. 1 **JONES (SCOTT) v. THE LODGE
AT TORREY PINES
PARTNERSHIP**

The time for granting or denying review in the above-entitled matter is hereby extended to June 14, 2007.

S151050 F051671 Fifth Appellate District **SAVE MART SUPERMARKETS
v. W.C.A.B. (HIXSON)**

The time for granting or denying review in the above-entitled matter is hereby extended to June 14, 2007.

S030402 **PEOPLE v. TULLY (RICHARD)**

Extension of time granted to July 5, 2007, to file appellant's reply brief. After that date, only five further extensions totaling about 270 additional days will be granted. Extension is granted based upon counsel James S. Thomson's representation that he anticipates filing that brief by March 31, 2008.

S042660 **PEOPLE v. DEMENT (RONNIE
DALE)**

Extension of time granted to July 6, 2007, to file appellant's reply brief. After that date, only two further extensions totaling about 90 additional days are contemplated. Extension is granted based upon Deputy State Public Defender William T. Lowe's representation that he anticipates filing that brief by the end of September 2007.

S048763 **PEOPLE v. NELSON (SERGIO
D.)**

Extension of time granted to July 6, 2007, to file the appellant's reply brief. After that date, only three further extensions totaling about 180 additional days will be granted. Extension is granted based upon Senior Deputy State Public Defender Joseph E. Chabot's representation that he anticipates filing that brief by January 2008.

S051342 **PEOPLE v. CUNNINGHAM
(JOHN)**

Extension of time granted to June 29, 2007, to file appellant's opening brief. After that date, only one further extension totaling about 60 additional days is contemplated. Extension is granted based upon counsel Brian A. Pori's representation that he anticipates filing that brief by August 30, 2007.

S065233**PEOPLE v. SMITH (FLOYD
DANIEL)**

Extension of time granted to July 3, 2007, to file the appellant's opening brief. After that date, no further extension is contemplated. Extension is granted based upon Chief Deputy State Public Defender Barry P. Helft's representation that he anticipates filing that brief by July 3, 2007.

S067392**PEOPLE v. FREDERICKSON
(DANIEL)**

Extension of time granted to July 3, 2007, to file appellant's opening brief. After that date, only four further extensions totaling about 210 additional days will be granted. Extension is granted based upon Deputy State Public Defender Douglas Ward's representation that he anticipates filing that brief by February 8, 2008.

S072161**PEOPLE v. POTTS (THOMAS)**

Extension of time granted to July 6, 2007, to file the appellant's opening brief. After that date, only one further extension totaling about 12 additional days will be granted. Extension is granted based upon counsel Michael P. Goldstein's representation that he anticipates filing that brief by July 18, 2007.

S080947**PEOPLE v. ENRACA (SONNY)**

Extension of time granted to July 3, 2007, to file appellant's opening brief.

S086269**PEOPLE v. JACKSON
(JONATHAN K.)**

Extension of time granted to June 18, 2007, to file the appellant's opening brief. After that date, only four further extensions totaling about 155 additional days are contemplated. Extension is granted based upon counsel Gilbert Gaynor's representation that he anticipates filing that document by February 28, 2008.

S136487**DEMETRULIAS (GREGORY
SPIROS) ON H.C.**

Extension of time granted to June 18, 2007, to file the reply to the informal response to the petition for writ of habeas corpus. After that date, no further extension is contemplated. Extension is granted based upon counsel Joseph Baxter's representation that he anticipates filing that document by June 18, 2007.

S144831 C047734 Third Appellate District

**METCALF (THOMAS) v.
COUNTY OF SAN JOAQUIN**

Extension of time granted.

On application of respondent and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to July 10, 2007.

S147171 B182901 Second Appellate District, Div. 3

**FARM RAISED SALMON
CASES, IN RE**

Extension of time granted.

On application of the District Attorneys of San Francisco et al., and good cause appearing, it is ordered that the time to serve and file the application for permission to file an amicus curiae brief is extended to June 4, 2007.

S151264

MIRANDA (ADAM) ON H.C.

Extension of time granted to July 6, 2007, to file the informal response to the petition for writ of habeas corpus. After that date, only two further extensions totaling about 90 additional days are contemplated. Extension is granted based upon Deputy Attorney General J. Michael Lehmann's representation that he anticipates filing that document by October 4, 2007.

S149304 C048429 Third Appellate District

**PEOPLE v. ISOM (JEFFREY
ALLEN)**

Upon request of appellant for appointment of counsel, Steven Schorr is hereby appointed to represent appellant on the appeal now pending in this court.

S149631 C049298 Third Appellate District

**PEOPLE v. COLE (JEFFREY
MARK)**

Upon request of appellant for appointment of counsel, Maribeth Halloran is hereby appointed to represent appellant on the appeal now pending in this court.

S149842 F048189/F048190 Fifth Appellate District

**PEOPLE v. BERRY (RICKEY
EDWARD)**

Upon request of appellant for appointment of counsel, Richard Boire is hereby appointed to represent appellant on the appeal now pending in this court.

S150171 C052245 Third Appellate District

**PEOPLE v. CHAMBERS
(DARLENE LYNNE)**

Upon request of appellant for appointment of counsel, Susan K. Keiser is hereby appointed to represent appellant on the appeal now pending in this court.

S150301 F049488 Fifth Appellate District

**PEOPLE v. JOHNSON (KEVIN
DAMON)**

Upon request of appellant for appointment of counsel, Sylvia W. Beckham is hereby appointed to represent appellant on the appeal now pending in this court.

S150311 F048866 Fifth Appellate District

**PEOPLE v. GOTT (JEREME
MICHAEL)**

Upon request of appellant for appointment of counsel, Paul V. Carroll is hereby appointed to represent appellant on the appeal now pending in this court.

S150333 F050229 Fifth Appellate District

**PEOPLE v. RAY (ELIZABETH
KAY)**

Upon request of appellant for appointment of counsel, William Parks is hereby appointed to represent appellant now pending in this court.

S150444 C050911 Third Appellate District

PEOPLE v. ADAMS (KENNETH)

Upon request of appellant for appointment of counsel, John Hardesty is hereby appointed to represent appellant on the appeal now pending in this court.

S150516 F049498 Fifth Appellate District

**PEOPLE v. PINEDA (VIVIANO
IBARRA)**

Upon request of appellant for appointment of counsel, the Central California Appellate Program is hereby appointed to represent appellant on the appeal now pending in this court.

S151034 C050329 Third Appellate District

**PEOPLE v. DISSINGER
(WILLIAM EDWARD)**

Upon request of appellant for appointment of counsel, Harry I. Zimmerman is hereby appointed to represent appellant on the appeal now pending in this court.

S064415**PEOPLE v. BRAMIT (MICHAEL LAMAR)**

Order filed.

Due to clerical error, the order filed in the above matter on May 2, 2007, is amended to read as follows: Good cause appearing, and based upon Deputy State Public Defender Peter R. Silten's representation that he anticipates filing the appellant's reply brief by mid-November 2007, counsel's request for an extension of time in which to file that brief is granted to July 3, 2007. After that date, only three further extensions totaling about 135 additional days are contemplated.

S147051 C047366 Third Appellate District**PEOPLE v. NELSON (DENNIS LOUIS)**

Order filed.

On application of appellant and good cause appearing, it is ordered that the application to file the oversized brief on the merits is granted.

S150636**BONES ON DISCIPLINE**

Recommended discipline imposed.

It is ordered that GORDON G. BONES, State Bar No. 147679, be suspended from the practice of law for one year, that execution of the suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on December 20, 2006. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S150637**BUFFINGTON ON DISCIPLINE**

Recommended discipline imposed

It is ordered that KATHRYN RAFFEE BUFFINGTON, State Bar No. 82565, be suspended from the practice of law for four years and until she complies with standard 1.4(c)(ii) as more fully set forth below, that execution of the suspension be stayed, and that she be placed on probation for four years on condition that she be actually suspended for one year and until she has shown proof satisfactory to the State Bar Court of respondent's rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4 (c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct. Respondent is further ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on January 8, 2007. Respondent is further ordered to comply with rule 9.20 of the California

Rules of Court, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the effective date of this order.* Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

S150638**GUITTARD ON DISCIPLINE**

Recommended discipline imposed: disbarred.

It is hereby ordered that ELIZABETH ANN GUITTARD, AKA ELIZABETH ANN BARRANCO, State Bar No. 115421, be disbarred from the practice of law and that her name be stricken from the roll of attorneys. Respondent is also ordered to comply with rule 9.20 of the California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as both as provided in Business and Professions Code section 6140.7 and as a money judgment.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

S150639**ALVAREZ ON DISCIPLINE**

Recommended discipline imposed.

It is ordered that JOSE JESS ALVAREZ, State Bar No. 65039, be suspended from the practice of law for two years and until he provides proof satisfactory to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct, that execution of the suspension be stayed, and that he be placed on probation for three years subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on December 20, 2006. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S150640**RHEE ON DISCIPLINE**

Recommended discipline imposed.

It is ordered that JOHN WONGOO RHEE, State Bar No. 114109 be suspended from the practice of law for one year, that execution of the suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation, including six months actual suspension, recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on January 5, 2007. It is also ordered that he take and pass the Multistate Professional

Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) It is further ordered that he comply with rule 9.20 of the California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.* It is ordered that costs be awarded to the State Bar in accordance with Business & Professions Code section 6086.10, and be payable in equal installments prior to February 1, with membership fees for the next two billing cycles following the effective date of this order. It is further ordered that if respondent fails to pay any installment within the time provided herein or as may be modified by the State Bar Court pursuant to section 6086.10, subdivision (c), the remaining balance of the costs is due and payable immediately and enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

**BAR MISC. 4186 IN THE MATTER OF THE APPLICATION OF THE COMMITTEE
OF BAR EXAMINERS OF THE STATE BAR OF CALIFORNIA
FOR ADMISSION OF ATTORNEY (Motion No. 762)**

The written motion of the Committee of Bar Examiners that the following named applicants, who have fulfilled the requirements for admission to practice law in the State of California, be admitted to the practice of law in this state is hereby granted, with permission to the applicants to take the oath before a competent officer at another time and place: (SEE ORIGINAL APPLICATION FOR THE ATTACHED LIST OF NAMES.)